

¹ The August 2, 2011 decision referenced another right elbow injury claim filed by appellant, an occupational disease claim processed under claim number xxxxxx026, which was denied by decision dated June 19, 1995. This other claim is not before the Board on the present appeal.

earlier medical evidence from 1994 which OWCP referenced and relied on in denying his claim. This includes but is not limited to evidence from June 1994 from a family physician and Dr. Tejanand Mulpur.

The Board, therefore, finds that the appeal docketed as No. 11-1924 is not in posture for a decision as the Board is unable to render a fully informed adjudication of the case. The case must be remanded to OWCP for reconstruction and proper assemblage of the case record and an appropriate merit decision issued on appellant's claim in order to preserve his appeal rights.

IT IS HEREBY ORDERED THAT the August 2, 2011 decision be set aside and the matter remanded to the Office of Workers' Compensation Programs for further proceedings consistent with this order.

Issued: May 9, 2012
Washington, DC

Richard J. Daschbach, Chief Judge
Employees' Compensation Appeals Board

Alec J. Koromilas, Judge
Employees' Compensation Appeals Board

Colleen Duffy Kiko, Judge
Employees' Compensation Appeals Board